IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 9936 of 2005

Between:

N.Muni Prasad, S/o.Venkata Reddy,
R/o.D.No.4-104, Sannidi Street, Srikalahasti
Chittoor Dist.

..... PETITIONER

AND

The Executive officer Cum Spl.Grade Dy.Collector, Srikalahasteeswara swamyvari Devasthanam,
Srikalahasti Chittoor Dist.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, direction, order or orders more particularly one in the nature of writ of mandamus declaring the action of the respondent in preventing the petitioner from enjoying the petition schedule property in any manner without any authority or power is illegal, arbitrary, malafide, contrary to the order dt.25-7-2002 passed in W.P.No.12484/2000 and violation of principles of natural justice and consequentially direct the respondent not to interfere with his possession and enjoyment of petition schedule property in the interest of justice and pass such other order or orders as this Hon'ble court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.A.CHANDRAIH NAIDU

Counsel for the Respondent No.: MR.V.VENUGOPALA RAO

The Court at the stage of admission made the following :

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ORAL ORDER:

Heard both sides.

In this Writ Petition, the petitioner is seeking a writ of Mandamus, declaring the action of the respondent in preventing the petitioner from enjoying the petition schedule property in any manner without any authority or power as illegal, arbitrary and consequently direct the respondent not to interfere with his possession and enjoyment of petition schedule property in the interest of justice.

In this Writ petition, the petitioner is unable to show the cause of action for filing the Writ petition. Therefore, I see no reason to entertain the Writ Petition.

Accordingly, the Writ Petition is dismissed. However, three months time is granted to the Deputy Commissioner, Endowments Department, Kurnool, to dispose of the O.A.No. 36 of 2002 in accordance with law. Till the disposal of the OA, respondent is directed not to interfere with the peaceful possession and enjoyment of the petition schedule property. No order as to costs.

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ELIPE DHARMA RAO,J

DATED: 27.04.2005

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Note: Furnish copy in two days.

B/o

To

1. The Executive officer Cum Spl.Grade Dy.Collector, Srikalahasteeswara swamyvari Devasthanam, Srikalahasti Chittoor Dist.
2. Two CCs to G.P. for Endowments, High Court of A.P., Hyderabad (OUT)
3. Two CD copies.